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UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

In re Apple iPhone Antitrust Litigation

Case No. 4:19-cv-03074-YGR

**[PROPOSED] ORDER GRANTING  
DEFENDANT APPLE INC.'S *DAUBERT*  
MOTION TO EXCLUDE TESTIMONY OF  
PROFESSOR EINER ELHAUGE,  
PROFESSOR NICHOLAS ECONOMIDES,  
AND CHRISTIAN TREGILLIS**

The Honorable Yvonne Gonzalez Rogers

Date: Nov. 16, 2021  
Time: 10:00 a.m.  
Courtroom: 1, 4th Floor

1 This matter is before the Court on Defendant Apple Inc.'s *Daubert* Motion To Exclude  
2 Testimony of Professor Einer Elhauge, Professor Nicholas Economides, and Christian Tregillis. The  
3 Court, having considered all of the papers submitted by the parties, the arguments presented at the  
4 evidentiary hearing on Apple's motion, and the relevant authorities, finds that the challenged testimony  
5 of Professor Einer Elhauge, Professor Nicholas Economides, and Christian Tregillis is inadmissible  
6 under Federal Rules of Evidence 401, 402, and 702 as well as *Daubert v. Merrell Dow*  
7 *Pharmaceuticals, Inc.*, 509 U.S. 579 (1993) and related precedents.

8 For these reasons, the Court hereby GRANTS Defendant's Motion. The reports and testimony  
9 of Professor Einer Elhauge, Professor Nicholas Economides, and Christian Tregillis are excluded in  
10 their entirety.

11  
12 **IT IS SO ORDERED.**

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14 Dated: \_\_\_\_\_

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15 HON. YVONNE GONZALEZ ROGERS  
16 UNITED STATES DISTRICT JUDGE  
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